

CRM-M-9215-2020

Date of Decision:21.02.2022

Raju

.....Petitioner

Vs.

State of Haryana and another

....Respondents

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Mr. Kamal Chaudhary, Advocate,
for the petitioner.

Mr. Neeraj Poswal, AAG, Haryana.

Mr. Manoj Kaushik, Advocate,
for respondent no.2.

AMOL RATTAN SINGH, J. (Oral)

By this petition, the petitioner seeks the concession of 'anticipatory bail' under the provisions of Section 438 Cr.P.C., upon FIR No.114, dated 25.08.2019, having been registered at Police Station Bhupani, District Faridabad, alleging therein the commission of offences punishable under the provisions of Sections 420/406/506/120-B of the IPC.

Notice of motion having been issued on 02.03.2020, thereafter vide an order dated 05.03.2020, the petitioner was directed to join investigation and was directed to be released on bail if he was sought to be arrested.

A reply has been thereafter filed by the ACP (Central), Faridabad, dated 01.07.2020, effectively stating therein that prior to the order passed by this court on 05.03.2020, the petitioner was avoiding joining investigation.

Learned counsel for respondent no.2 (complainant) had sought time to file a reply to the petition, but with him today submitting that the said

respondent does not wish to do so, he already having instituted a civil suit in respect of the dispute.

That being so, and with the instructions of learned State counsel, from SI Sri Ram, also being that the petitioner's custodial interrogation is not required with the *challan* also having been submitted to the competent court, without making any comment on the actual merits of the case, the petition is allowed, with the order dated 05.03.2020 made absolute on the same terms and conditions.

Naturally, if the complainant is aggrieved in any manner, of lack of proper investigation, he would be always at liberty to avail of his remedy as per law.

February 21, 2022

dharamvir

**(AMOL RATTAN SINGH)
JUDGE**

Whether speaking/reasoned : YES

Whether Reportable : NO